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14 Attorneys for Plaintiff and Counterdefendant
TETSUYA NAKAMURA
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UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

17 TETSUYA NAKAMURA,
18 Plaintiff,
19 v.
20 SUNDAY GROUP INCORPORATED, *et al.*,
21 Defendants.
22

Case No.: 2:22-cv-01324-MMD-EJY

ORDER GRANTING STIPULATION
EXTENDING TIME TO RESPOND TO
COUNTERCLAIM AND SETTING
BRIEFING SCHEDULE ON MOTION
TO DISMISS (FIRST REQUEST)

23 SUNDAY GROUP INCORPORATED AND
TOSHIKI (TODD) MITSUISHI
24

Counterclaimants,

25 v.
26 TETSUYA NAKAMURA,
27 Counterdefendant.
28

1 Plaintiff and Counterdefendant Tetsuya Nakamura (“Dr. Nakamura”) and Defendants
2 Sunday Group Incorporated, SGI Trust, Toshiki (Todd) Mitsuishi and James Pack (collectively,
3 “Defendants”), by and through counsel, hereby stipulate as follows:

4 Whereas Defendants filed their Answer and Counterclaim on May 8, 2023 (ECF No. 47), in
5 which all Defendants answered the Complaint and two defendants, Sunday Group Incorporated and
6 Toshiki (Todd) Mitsuishi (“Counterclaimants”), alleged four causes of action against Dr. Nakamura;

7 WHEREAS, Dr. Nakamura’s response to the Counterclaim is currently due on May 30, 2023;

8 WHEREAS, Dr. Nakamura intends to move to dismiss the Counterclaim;

9 WHEREAS, the parties now having conferred on scheduling matters have agreed to a
10 schedule for Dr. Nakamura’s contemplated motion(s) to dismiss, to accommodate various scheduling
11 conflicts and holiday schedules;

12 WHEREAS, this is the first stipulation for extension of time to respond to the Counterclaim;

13 **IT IS ACCORDINGLY STIPULATED**, pursuant to Civil L.R. 6-1 and 6-2, by and between
14 the undersigned counsel for the parties, that:

- 16 1. The deadline for Dr. Nakamura to move, answer, or otherwise respond to the
17 Counterclaim is July 7, 2023;
- 18 2. In the event Dr. Nakamura moves to dismiss the Counterclaim, Counterclaimants
19 shall file an opposition to Dr. Nakamura’s motion(s) on or before August 7, 2023;
- 20 3. In the event Dr. Nakamura moves to dismiss the Counterclaim, Dr. Nakamura
21 shall file any replies to Counterclaimants opposition(s) to the motion(s) to dismiss
22 on or before August 28, 2023.

Dated: May 31, 2023

FENWICK & WEST LLP

By: /s/Felix S. Lee

Felix S. Lee
Christopher J. Steskal
Casey O'Neill
Claire Mena

and

FENNEMORE CRAIG, P.C.

By: /s/John D. Tennert III

John D. Tennert III (Nevada Bar No. 11728)
Wade Beavers (Nevada Bar No. 13451)

Attorneys for Plaintiff and Counterdefendant
TETSUYA NAKAMURA

Dated: May 31, 2023

CLYDE SNOW & SESSIONS LLP

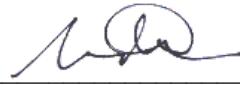
By: /s/Timothy R. Pack

Thomas A. Brady
Timothy R. Pack
Keith M. Woodwell

Attorneys for Defendants
SUNDAY GROUP INCORPORATED,
SGI TRUST, TOSHIKI (TODD) MITSUISHI
AND JAMES PACK

ORDER

IT IS SO ORDERED.



MIRANDA M. DU
CHIEF UNITED STATES DISTRICT JUDGE
DATED THIS 1st Day of June 2023.